

## AN ORDINANCE **98703**

**AUTHORIZING PAYMENT IN THE TOTAL AMOUNT OF \$10,450.00 FROM 2002 CERTIFICATES OF OBLIGATION FUNDS TO LAWYERS TITLE OF SAN ANTONIO AS ESCROW AGENT FOR THE SAN ANTONIO INDEPENDENT SCHOOL DISTRICT FOR FEE SIMPLE TITLE TO ONE (1) PERMANENT EASEMENT IN THE AMOUNT OF \$9,950.00 AND TITLE FEES IN THE AMOUNT OF \$500.00 IN CONNECTION WITH THE MISSION TRAILS PACKAGE IV PROJECT, LOCATED IN COUNCIL DISTRICTS 1, 3 AND 5; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.**

\* \* \* \* \*

**WHEREAS**, it is necessary to acquire a permanent easement from the San Antonio Independent School District over certain property in connection with the construction of a hike and bike trail along the San Antonio River from I.H. 10 to Eagleland for the Mission Trails Package IV Project and funds are now available for said acquisition; and

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:**

**SECTION 1.** The total amount of \$10,450.00 is hereby authorized to be encumbered from the financial adjustments stated in "SECTION 2" and made payable to **Lawyers Title of San Antonio**, for the purchase of a permanent easement from the San Antonio Independent School District to provide a hike and bike trail in connection with the Mission Trails Package IV Metropolitan Planning Organization project.

**SECTION 2.** The following financial adjustments are hereby authorized to effect this Ordinance:

- a) The budget in Fund No. 43-172095, 2002 Street Improvements, shall be revised by reducing Index Code 753046, entitled "Unallocated Appropriations", by the amount of \$10,450.00.
- b) The amount of \$10,450.00 is appropriated in Fund No. 43-172023, 2002 Street Improvements, in Index Code 943209, entitled "Transfer to 45-979083 Mission Trails Package IV MPO". The amount of \$10,450.00 is authorized to be transferred from Fund 43-172023 to Fund 45-979083.
- c) The budget in Fund No. 45-979000, 1999 Street Improvements, Sold in 1999, shall be revised by increasing Index Code 136747, entitled "Trf Fr 43-172023 (45-979083) Mission", by the amount of \$10,450.00.


- d) The amount of \$9,950.00 is appropriated in Fund No. 45-979083, 1999 Street Improvements, Sold in 1999, in Index Code 600916, entitled "Purchase of Land", and is authorized.
- e) The amount of \$500.00 is appropriated in Fund No. 45-979083, 1999 Street Improvements, Sold in 1999, in Index Code 603480, entitled "Title Charges", and is authorized.

**SECTION 3.** The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director may, subject to concurrence by the City Manager or the City Manager's designee, correct allocation to specific Index Codes and Fund Numbers as necessary to carry out the purpose of this Ordinance.

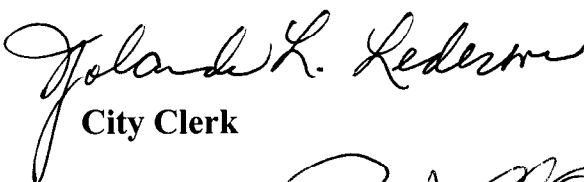
**SECTION 4.** The City Manager or her designee is hereby authorized to execute said Easement (Permanent) on behalf of the City. A copy of said Easement, which is executed on behalf of the San Antonio Independent School District, is affixed hereto as **Attachment I** and the easement areas are more specifically shown on **Attachment II**.

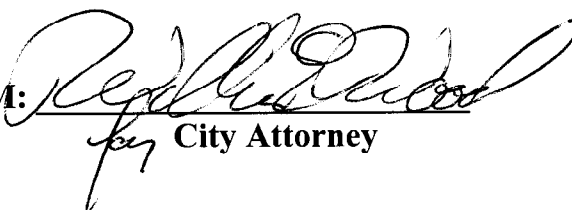
**SECTION 5.** This ordinance shall take effect on the 25th day of January 2004.

**PASSED AND APPROVED** this 15th day of January, 2004.



M A Y O R  
EDWARD D. GARZA

ATTEST:   
City Clerk

APPROVED AS TO FORM:   
City Attorney